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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

16

Application Number

10/608666

Filing Date

June 27, 2003

First Named Inventor

Ferree

Art Unit

3738

Examiner Name

Pellegrino

Attorney Docket Number

SP113.1

ENCLOSURES (Check all that apply)☐

Fee Transmittal Form

☐

Fee Attached

☒

Amendment/Reply

☐

After Final

☐

Affidavits/declaration(s)

☐

Extension of Time Request

☐

Express Abandonment Request

☐

Information Disclosure Statement

☐

Certified Copy of Priority Document(s)

☐Reply to Missing Parts/
Incomplete Application☐Reply to Missing Parts
under 37 CFR 1.52 or 1.53☒

Drawing(s)

☐

Licensing-related Papers

☐

Petition

☐Petition to Convert to a
Provisional Application☐

Power of Attorney, Revocation

☐

Change of Correspondence Address

☐

Terminal Disclaimer

☐

Request for Refund

☐

CD, Number of CD(s) _____

☐ Landscape Table on CD

Remarks

☐

After Allowance Communication to TC

☐Appeal Communication to Board
of Appeals and Interferences☐Appeal Communication to TC
(Appeal Notice, Brief, Reply Brief)☐

Proprietary Information

☐

Status Letter

☒Other Enclosure(s) (please identify
below):

Return Postcard

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Jerrold J. Litzinger

Signature

Printed name

Jerrold J. Litzinger

Date

May 9, 2005

Reg. No.

29402

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name

Jerrold J. Litzinger

Date

May 9, 2005

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: FERREE

Serial No.: 10/608,666

Filing Date: June 27, 2003

For: EXPANDING ARTHROPLASTY
DEVICES

Group Art Unit: 3738

Examiner: Pellegrino

Honorable Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

SUBMISSION OF PROPOSED DRAWING AMENDMENTS
FOR APPROVAL BY EXAMINER (37 CFR § 1.121(d))

Enclosed are several drawings filed for this application which address the Examiner's objection to FIG. 1. A replacement sheet containing the change requested by the Examiner, along with the original drawing marked up in red to show the change is enclosed.

It is submitted that there is support in the specification for this change. The applicant respectfully requests the approval of the Examiner for this change.

Respectfully submitted,

Jerrold J. Litzinger
Reg. No. 29,402
2134 Madison Road
Cincinnati, Ohio 45208
Attorney for Applicant

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231, on MAY 9, 2005.

ALEXANDRIA, VA 22313

JERROLD J. LITZINGER

Person Signing Certificate

Jerrold J. Litzinger
Signature of Person Signing
Certificate

MAY 9, 2005
Date of Signature